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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/762,204	01/20/2004	Kevin A. Thomas	MA9665P

Kenton R. Mullins
 Stout, Uxa, Buyan & Mullins, LLP
 4 Venture, Suite 300
 Irvine, CA 92618

CONFIRMATION NO. 2530

FORMALITIES LETTER



OC000000012447982

Date Mailed: 04/26/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of \$252 as a small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is \$702 for a Small Entity

- \$385 Statutory basic filing fee.
- \$65 Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is \$252

10/04/2004 JBALIHAN 00000039 501600 10762204

01 FC:2001 395.00 DA

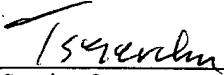
02 FC:2051 65.00 DA

03 FC:2202 252.00 DA

- \$252 for 28 total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*



Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Patent
Attorney Docket: 156886-0053

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Jeffrey YING, et al.

Serial No.: 10/193,731

Filed: July 10, 2002

For: MULTI-TIER, HIERARCHICAL
FIBER OPTIC CONTROL
NETWORK

)
) **Group Art Unit:** 2663

)
) **Examiner:** Marcelo, Melvin C.

)
) **Office Action Mailed:**

)
) March 25, 2004

AMENDMENT TRANSMITTAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is an Amendment and Response to Office Action for the above-identified application.

☒ Applicant(s) petitions for an extension of time under 37 CFR § 1.136 [fees: 37 CFR § 1.17(a)(1)-(4)] for the total number of months checked below:

EXTENSION (months)		FEE FOR SMALL ENTITY		FEE FOR OTHER THAN SMALL ENTITY
1 month	<input type="checkbox"/>	\$55.00	<input type="checkbox"/>	\$110.00
2 months	<input type="checkbox"/>	\$210.00	<input type="checkbox"/>	\$420.00
3 months	<input type="checkbox"/>	\$475.00	<input checked="" type="checkbox"/>	\$950.00
4 months	<input type="checkbox"/>	\$740.00	<input type="checkbox"/>	\$1,480.00

CERTIFICATE OF MAILING UNDER 37 CFR 1.8

I hereby certify that this document (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class mail in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Date: September 27, 2004

Sent by: Connie Kwon

Signature: Connie Kwon

- ☐ An extension for _____ months has already been secured and the fee paid therefor of _____ is deducted from the total fee due for the total months of extension now requested.
- ☒ Extension fee due with this Request \$950.00.
- ☐ **NO ADDITIONAL EXTENSION FEE IS REQUIRED.**

FEES FOR CLAIMS:

- ☐ Applicant claims small entity status under 37 CFR 1.27.

The fees for claims (37 CFR § 1.16(b)-(d)) have been calculated as shown below:

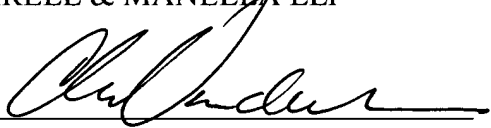
Total Claims	33	-	24	=	9	x	\$18.00	\$162.00
Independent Claims	6	-	3	=	3	x	\$86.00	\$258.00
Multiple Dependent Claims	\$290	(if applicable)					<input type="checkbox"/>	\$0.00
TOTAL OF ABOVE CALCULATIONS								\$420.00
Reduction by ½ for Filing by Small Entity. Note 37 CFR §§ 1.9, 1.27, 1.28.								<input type="checkbox"/> \$0.00
Extension Fee								\$950.00
TOTAL FEES SUBMITTED HERewith								\$1370.00

- ☐ No Additional Fee Is Required.
- ☐ A check in the amount of _____ is enclosed to cover the above fee(s).
- ☒ Charge Deposit Account No. **09-0946** in the amount of **\$1,370.00**.
- ☒ The Commissioner is authorized to charge Counsel's Deposit Account No. **09-0946** for any fees required under 37 CFR §§ 1.16, 1.17 and 1.445 that are not covered, in whole or in part, by a check enclosed herewith and to credit any overpayments to said Deposit Account **09-0946**.

Respectfully submitted,

IRELL & MANELLA LLP

By: _____


Christopher A. Vanderlaan
Reg. No. 37,747

Dated: September 27, 2004

1800 Avenue of the Stars, Suite 900
Los Angeles, California 90067-4276
(310) 277-1010

Customer Number 29000



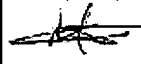
Docket: MA9665P

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application: /
Thomas et al. /
Application No. 10/762,204 /
Filed: January 20, 2004 /
For: RESORBABLE RADIOPAQUE MARKERS /
AND RELATED MEDICAL IMPLANTS /

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service, First Class mail, postage prepaid, in an envelope addressed to Mail Stop Missing Parts, Commissioner of Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 27, 2004.
STOUT, UXA, BUYAN & MULLINS, LLP


Kenton R. Mullins, Reg. No. 36,331

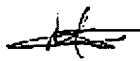
RESPONSE TO NOTICE TO FILE MISSING PARTS OF
NONPROVISIONAL APPLICATION

Sir:

Submitted herewith are

- ~ Return Receipt postcard;
- ~ Three Declarations for Patent Application;
- ~ Notice to File Missing Parts of Nonprovisional Application;
- ~ Petition to Permit Filing of Patent Application when Inventor Refuses to Sign Under 37 C.F.R. 1.47(a) (including Appendix A & B); and
- ~ The Commissioner is hereby authorized to charge any needed fees to deposit account 50-1600.

Respectfully submitted,


Kenton R. Mullins
Attorney for Applicants
Reg. No. 36,331

September 27, 2004
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